

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent

Applicant(s): Keiji YADA, et al.

) Re: Information Disclosure
) Statement
) Group: not yet assigned
)
) Examiner: not yet assigned
)
) Our Ref: B-5309 621525-5
)
) Date: October 22, 2004

Serial No.: 10/719,008

Filed: November 21, 2003

For: "X-RAY MICROSCOPIC INSPECTION
APPARATUS"

Commissioner for Patents
P.O. Box 1450
Alexandria VA, 22313-1450

Sir:

In accordance with the Applicants' duty to disclose information which may be material to the examination of this application, the undersigned respectfully requests that the Examiner consider on the merits the documents listed on the enclosed Form PTO-1449 (modified) before issuing the first Office Action on the merits. Copies of the foreign patent documents and the non-patent publications listed on the enclosed Form PTO-1449 (modified) are enclosed herewith for the Examiner's convenience. Copies of the U.S. patent documents listed on the enclosed Form PTO-1449 (modified) are not enclosed, pursuant to Deputy Commissioner Stephen G. Kunin's Pre OG Notice dated July 11, 2003.

The documents listed on the enclosed Form PTO-1449 (modified) include those cited in the European Search Report for the corresponding European Patent Application No. EP 04001490.4. A copy of the Search Report (6 pages) is enclosed herewith.

German Document No. 100 29 840 is not in English. A concise English-language explanation of the relevance of German Document No. 100 29 840 can be found in the enclosed English-language abstract.



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The filing of this Information Disclosure Statement (IDS) shall not be construed as a representation that a search has been made (37 C.F.R. 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists.

The Applicants believe that this IDS is being submitted before the issuance of a first Office Action on the merits and before the issuance of a Final Rejection or Notice of Allowance. Therefore, no official fees should be due; and this IDS should be considered on the merits. If this IDS is being submitted after the issuance of the first Office Action on the merits and before the issuance of a Final Rejection or Notice of Allowance, please contact the undersigned to authorize a payment of \$180.00 (or any other required amount), which is the fee set forth in 37 C.F.R. § 1.97(c), if the Examiner believes that such a fee is due in order for this IDS to be considered on the merits.

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner. (Notice of January 9, 1992, 1135 O.G. 13-25, at 25.)

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The person making this statement is the practitioner who signs below on the basis of information supplied by an individual associated with the filing and prosecution of this application (37 C.F.R. § 1.56(c)) and on the basis of information in the practitioner's file.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450", on October 22, 2004 by Shana Morda.



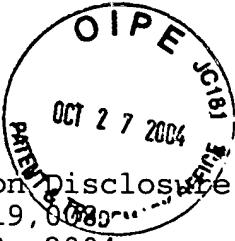
Respectfully submitted,



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Enclosures: Form PTO-1449 (modified) (1 page)
Copy of Search Report for EP 04001490.4 (6 pages)
Copy of Non-U.S Patent documents listed on Form PTO-1449 (modified)



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Form PTO-1449 (Modified)	ATTY DOCKET NO. B-5309 621525-5	U.S. SERIAL NO. 10/719,008
LIST OF PATENTS AND PUBLICATIONS STATEMENT	APPLICANTS Keiji YADA, et al.	
	FILING DATE November 21, 2003	GROUP not yet assigned

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	ISSUE DATE	NAME	CLASS	SUB-CLASS	FILING DATE or 102(e) DATE IF APPROPRIATE
	5,602,899	2/1997	Larson	378	143	
	6,282,263 B1	8/2001	Arndt et al.	378	138	
	2001/0001010 A1	5/2001	Wilkins	378	43	

FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	PUBLICATION DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES/NO
	100 29 840	1/2001	DE			abstract
	0 473 227 A2	3/1992	EP			
	735,943	8/1955	GB			
	2 131 224	6/1974	GB			
	01/15192 A1	3/2001	WO			
	03/065772 A2	8/2003	WO			

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

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EXAMINER	DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609: Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.